

FEDERAL REGISTER



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[Docket No. 2744]

IN THE MATTER OF BERENICE COHN, TRADING AS BERGO LABORATORIES

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41).

It is ordered that Charles P. Vicini, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Monday, March 1, 1937, at ten o'clock in the forenoon of that day (Pacific Standard Time), in Room 213, Chamber of Commerce Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-361; Filed, February 4, 1937; 10:59 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of February A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2934]

IN THE MATTER OF LEWYN DRUG INCORPORATED ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that Charles P. Vicini, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin Wednesday, March 3, 1937, at ten o'clock in the forenoon of that day (Pacific Standard Time) in Room 213, Chamber of Commerce Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-364; Filed, February 4, 1937; 11:00 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of February A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2925]

IN THE MATTER OF TAREX COMPANY, A CORPORATION ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that Charles P. Vicini, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Thursday, March 4, 1937, at ten o'clock in the forenoon of that day (Pacific Standard Time), in Room 213, Chamber of Commerce Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-363; Filed, February 4, 1937; 10:59 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of February A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3009]

**IN THE MATTER OF WAIN'S LABORATORY, INC., A CORPORATION
ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR
TAKING TESTIMONY**

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that Charles P. Vicini, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Wednesday, March 10, 1937, at ten o'clock in the forenoon of that day (Pacific Standard Time), in Room 213, Chamber of Commerce Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 37-365; Filed, February 4, 1937; 11:00 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of February A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3014]

**IN THE MATTER OF NELSON E. WOOLMAN AND LYLE G. JACKSON,
COPARTNERS TRADING AND DOING BUSINESS UNDER THE NAME
OF POWER SEAL COMPANY**

**ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR
TAKING TESTIMONY**

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that Charles P. Vicini, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Friday, February 26, 1937, at ten o'clock in the forenoon of that day (Pacific Standard Time), in Room 213, Chamber of Commerce Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 37-366; Filed, February 4, 1937; 11:00 a. m.]

SECURITIES AND EXCHANGE COMMISSION.*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 3rd day of February A. D. 1937.

[File No. 43-18]

**IN THE MATTER OF THE DECLARATION OF REPUBLIC SERVICE
CORPORATION**

**ORDER CONSENTING TO WITHDRAWAL OF DECLARATION UNDER SEC-
TION 7 OF THE PUBLIC UTILITY HOLDING COMPANY ACT OF 1935
PURSUANT TO THE REQUEST OF DECLARANT**

The Commission, having due regard to the public interest and the interest of investors and consumers, upon the request of the declarant, consents to the withdrawal of the declaration of the above-named declarant, and to that effect

It is so ordered

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-367; Filed, February 4, 1937; 12:40 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 3rd day of February A. D. 1937.

[File No. 43-24]

**IN THE MATTER OF THE DECLARATION OF REPUBLIC SERVICE
CORPORATION**

**ORDER FIXING EFFECTIVE DATE FOR DECLARATION UNDER SECTION 7
OF THE PUBLIC UTILITY HOLDING COMPANY ACT OF 1935**

Republic Service Corporation, a registered holding company, having filed with this Commission a declaration and four amendments thereto pursuant to Section 7 of the Public Utility Holding Company Act of 1935, regarding the issue and sale by it of \$400,000 principal amount of its First Lien Collateral Trust Twenty-five Year Bonds, Series A, 5%, due June 1, 1951; a hearing on said declaration, as amended, having been held after appropriate notice; the record in this matter having been examined; and the Commission having made and filed its findings herein;

It is ordered that said declaration, as amended, be and become effective on February 3, 1937, on condition that the issue and sale of said bonds be effected in substantial compliance with all the terms and conditions of, and for the purposes represented by, said declaration, as amended;

It is further ordered that, within ten days after the sale of the bonds covered by the aforesaid declaration, the declarant shall file with this Commission a certificate of notification showing that such sale has been effected in accordance with the conditions imposed by this order;

It is further ordered that, notwithstanding any rule or regulation of the Commission, the declarant shall not hereafter declare or pay any dividend on any shares of any class of its capital stock unless and until the Commission shall by order have approved such transaction;

It is further ordered that, the declarant shall not hereafter sell or pledge any bonds heretofore or hereafter issued to it under the terms of the trust indenture securing the bonds covered by the present declaration, except in accordance with a declaration under Section 7 with respect to such transaction that has become effective.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-368; Filed, February 4, 1937; 12:40 p. m.]

FEDERAL REGISTER, February 5, 1937

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C. on the 3rd day of February A. D. 1937.

**IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST
IN THE GULF MANUEL FARM, FILED ON JANUARY 28, 1937, BY
L. H. WITWER, RESPONDENT.**

**SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A))
AND ORDER DESIGNATING TRIAL EXAMINER**

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

- (1) In that paragraphs (a) and (b) which should appear at the beginning of Division II have been omitted;
- (2) In that Item 2 (e) of Division II states the date of the lease is September 23, 1931, whereas the Commission has information to the effect that the date of this lease is October 26, 1931;
- (3) In that Item 2 (f) of Division II states there are two lessees of record, whereas the Commission has information that there is only one;
- (4) In that Items 14, 15, 16 and 17 (b) of Division II are not correctly answered, based upon information in the possession of the Commission;
- (5) In that in Item 18 (a), Division II, the name of the horizon is omitted;
- (6) In that it is stated in Item 18 (b) that the gravity of the oil produced is 36°, whereas the Commission has information to the effect that the gravity is 29-31°;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 4th day of March 1937 that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Lobingier, an officer of the Commission, be and hereby is designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 17th day of February 1937 at 10:00 o'clock in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-369; Filed, February 4, 1937; 12:40 p. m.]